II

1945. **File No.** 2866/36

A CLASS

P.W. DEPARTMENT
E. BRANCH

Subject:— Liaue Rules; New Orders in connection with.

A/K/

II

File No. 2866/36

E Br.

Std. Scott. Slip 24-A

Std. Sectt. 78A e.

G R., G D., No. 2408, dated 22-6-22.]

Correspondence

DOCKET SHEET (B)

11

Subject :—

File No. 2866/36.

Public Works DEPT.

E. BRANCH.

References :—

Date.	To whom sent.	Notes and instructions.

Powers.

Executive Engineers - to grant leave, other than special disability leave, to Sub- divisional clerks.

GOVERNMENT OF BOMBAY.

Public Works Department.
Resolution No. 2866/36.
Bombay Castle, 8th July 1940.

Letter from the Superintending Engineer, Southern Circle, No. G. 73(a), dated the 12th April 1940 : (Mister L.G. Grenning)-

- "I have the honour to state that under Bombay Civil Services Rule 623, Executive Engineers used to grant any leave due to Sub-Divisional Clerks when they were borne on the temporary Establishment as at that time they were filling vacancies in that Establishment. This Establishment having now been made permanent, Government have laid down in their Resolution No. 3140/36, dated the 12th December 1939, that appointments to clerical posts in Sub-Divisional Offices should be made by the Superintending Engineer. The result has been that the Executive Engineers have now authority to grant any leave to these clerks and as such all applications for leave are at present refferred to this office for sanction.

"2. In this connection, it may be observed that under Serial No. 1 (45) of Chapter XV of Appendix I to Bombay Civil Services Rules, power to grant leave up to 4 months to clerks in Divisional Offices has been delegated to Executive Engineers subject to the Proviso mentioned in the remark column thereof. "As such I am of opnion that they should have similar powers in respect of Sub-Divisional clerks also. I would, therefore, request that Government be pleased to delegate to Executive Engineers the power to grant leave up to 4 months to Sub-Divisional clerks by authorising necessary insertions of words 'and Sub-Divisional'

to----

to be made after the work 'Engineer' in column 5 against the serial number referred to above. "

Resolution. - Government is pleased to authorise all Executive Engineers to grant leave, other than special disability leave, to permanent and temporary sub-divisional clerks in their respective Divisions for periods up to four months in each case subject to the conditions that a report is submitted to the Superintending Engineer concerned and that they are able to make efficient arrangements for carrying on the absentee's duties.

2. The following correction slip to the Bombay Civil Services Rules Manual, Volume II, will issue separately:

Page 32, Appendix I (Chapter XV).

(1) Substitute the following in columns 4 and 5 of entry No. 45 under Serial No. 1 :-

		5
Executive Engineers of Divisions		Permanent clerks except Head Clerks in their offices and permanent and temporary Sub-divisional clerks in their Divisions.

(2) Delete entries Nos. 46 to 51 under serial No. 1 .

By order of the Governor of Bombay,

R.H. HAMMETT,
Deputy Secretary to Government.

G.R. No. 2866/36. P.W.D. dated the 8th July 1940.

To
The Finance Department
The Superintending Engineers.
The Accountant General, Bombay (through the F.D.)
The Consulting Public Health Engineer to Govt.
All Executive Engineers.

No. of 1940.

Copy forwarded for information and guidance to -

Bombay Civil Services Rule 753:

Interpretation of .....

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 1337.
Bombay Castle, 1st April 1941.

RESOLUTION. - The Governor of Bombay is hereby pleased to direct under Bombay Civil Services Rule 3 that compulsory recall from leave preparatory to retirement should be deemed to be a constructive refusal of the balance of leave unenjoyed for the purposes of Bombay Civil Services Rule 753.

By order of the Governor of Bombay,

B. VENKATAPPIAH,

Deputy Secretary to Government.

To:

The Accountant General,

All Departments of the Secretariat.

W.W.W./-

Leave Salary:

Procedure for payment of - non-gazetted Government servants.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 5408/33
Bombay Castle, 26th August 1942.

Government is pleased to direct that the following amendments should be made to Financial Publication No. 1

Page 34 - (i) Insert the following as rule 68-A under "Part I -General Rules", the present special Rules being put under "Part II"

Procedure for the payment of leave salary of non-gazetted Government servants on leave.

Part I - General Rules.

" 68-A. A "messenger" may be permitted to draw leave salary on behalf of non-gazetted Government servant on leave provided he holds a letter of authority, signed by the Government Servant concerned. authorizing him to receive his leave salary on his behalf, and also a personal receipt, with stamp where necessary, of the Government servant on leave, signed by him on or after the date on which the leave salary accrued. The cashier in an office or a member of the cash section of an office should not be allowed to act as a meassenger. As an additional safeguard, the signature of the absentee on the receipt and the letter of authority should be verified by the bill clerk or the cashier and the Head of an Office should either indentify the messenger or have him indentified by some other person to his satisfaction. The meassenger should also be required to sign on the Government servants personal receipt stating the exact amount actually receive.

Such a payment will be solely at the risk of the payee and no claim for loss etc. will lie against Government.

PAGE 36, Rule 76. (ii) Delete Note 2 below this Rule

By order of the Governor of Bombay,

B. VENKATAPPIAH,

Deputy Secretary to Government,

To

The Accountant General,
The Military Secretary to His Excellency the Governor
The Commissioners of Divisions,
The Prothonotary and Senior Master. His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,

All other Heads of Offices under the several Departments of the Secretariat,
All Departments of the Secretariat.

E.B.

Submitted.

2. The Procedure followed in this office is in accordance with the orders now issued in G.R.F.D. No. 5408/33 dated the 26th Aug. 1942 except for the life certificate, with which was an additional safeguard for the payment of the leave salary, which is omitted. In other works no life certificate will now be required if the signature of the absentee is verified by the cashier and the messenger is indentified by the Head of the Office.

3. The necessary note has been made in the E.B. copy of Financial Publication No. 1.

Id/-
8-9-42.

- Through R.B. -

Id/-
14-9-42.

Id/-
17-9-1942.

To be substituted for the Government Resolution bearing the same No. and date:-

Pay and Allowances inculding Leave Salary: Procedure for payment of - to non-gaxatted Government Servants.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 5408/33.
Bombay Castle, 26th August 1942.

Government is pleased to direct that the following amendments should be made to Financial Publication No. 1.

Page 34 - (i) Insert the following as rule 68-A under "Section I - Payment of bills

Part I - General Rules", the present special Rules being put under "Part II",

PROCEDURE FOR THE PAYMENT OF PAY AND ALLOWANCES INCLUDING LEAVE SALARY OF NON-GAXETTED GOVERNMENT SERVANTS ON LEAVE

(including casul leave).

Part I - General Rules.

"68-A. A "Messenger" may be permitted to draw pay and allowances inculding leave salary on behalf of non-gaxetted Government servant on leave (including casual leave) provided he holds a letter of authority, signed by the Government servant concerned, authorizing him to receive his pay and allowances including leave salary on his behalf, and also a personal receipt, with stamp where necessary, of the Government servant on leave (including casul leave) signed by him on or after the date on which the pay and allowances including leave salary accrued. The cashier in an office or a member of the cash section of an office should not be allowed to act as a messenger. As an additional safeguard, the signature of the absentee on the receipt and the letter of authority should be verified by the bill clerk or the Head of an Office should either indentify the messenger or have him identified by some

or have him identified by some other person to his ed o. satisfaction. The messenger should also be required to sign on the Government servant's personal receipt stating the exact amount actually received.

Such a payment will be solely at the risk of the payee and no claim for loss etc. will lie against Government".

Page 36, Rule 76. - (ii) Delete Note 2 below this Rule.

By order of the Governor of Bombay.

B. VENKATAPPIAH
Joint Secretary to Government.

To

The Accountant General
The Military Secretary to His Excellency the Governor,
The Commissioners of Divisions,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All other Heads of Offices under the several Departments of the Secretariat,
All Departments of the Secretariat.

....00000....

CONFIDENTIAL. Grant of leave to officers of All - India Services.

GOVERNMENT OF BOMBAY.
Political and Services Department.
Circular No. 18/1-Appts.
Bombay Castle, 13th April 1942.

CIRCULAR.

The existing orders on the subject of grant of leave to members of All- India Services are that, consistently with the maintenance of efficient administration, officers of All - India Services should be allowed to go on leave either in or out of India; but leave to the United Kingdom should be granted only in exceptional circumstances and officers should be encouraged to spend outside Europe any leave that it might be possible to grant them.

2. The entry of Japan into the war has ruled out any suggestion now of short leave out of India in, for example, Australia, New Zealand or South Africa; but as the war goes on, the problem of keeping the members of the All-India Services fit against the strain of continuous work under high pressure without the usual periods of leave becomes more acute. Long leave is obviously out of the question in present conditions except on compelling medical grounds. Government has accordingly reviewed the position and is pleased to issue the following orders on the question of grant of leave to members of the All-India Services:-

(a) The rules about casual leave should be liberalised and officers encouraged and, if need be, compelled to take annual spells of such leave. It might be advisable to grant district officers who work in conditions of great strain two spells of 10 days' casual leave in summer and a similar suitable period might be allowed to other officers also, including those in the Secretariat.

(b) The scheme for the more generous grant of casual leave should be supplemented by a scheme under which provision should be made ahead for the release of officers in turn during short periods of regular leave in India. Short regular leave for, say, a month every year spent where possible in some hill station should be of great advantage in keeping officers fit and efficient during this critical period. There may be a natural reluctance among officers to take leave at present but Government considers that it is the duty of an officer to do what he can to keep himself efficient, and that an officer who runs the risk of a breakdown or of becoming stale because he will not take short leave is not really helping. Superior Officers should see that all those who require it take leave.

c) There may also be some reluctance among European officers to use up in India leave on full average pay which they wish to save for Home leave after the war. The bulk of European officers have, however, not taken any Home leave for at least 3½ years and so have saved about 4 months' leave on full average pay. They should therefore spend in India the one month which they will accumulate from now on. If they were taking Home leave in 1942, their position regarding the amount of leave on full average pay saved would have been the same as it will be if they ø consume hereafter one month a year in India. So long as the amount of leave which an officer may be required to take under this scheme does not reduce the amount on full pay which he would be able to take overseas but for the postponement of leave owing to the war, there would seem to be no legitimate ground for the complaint that an officer is being asked to use up in India leave which he could justifiably save to

spent in the United Kingdom. In any case, any sacrifice that may be involved in this scheme must be considered as one of the unfortunate results of the war which officers should accept as a duty.

By order of the Governor of Bombay,

H.K. KIRPALANI,
Chief Secretary to the Government of Bombay,
Political and Services Department.

G.C. No. 18/1 - Appts., P. & S.D., dated the 13th April 1942.

To

All Departments of the Secretariat (except the Separate Department),

The Secretary to the Governor,

The Commissioner, Central Division,

The Commissioner, Northern Division,

The Commissioner, Southern Division,

The Inspector General of Police, Province of Bombay,

*The Honorary Secretary, Indian Civil Services Association (Bombay Branch),

*The Honorary Secretary, Indian Police Association.

.....000.....

* by letter

W.W.W./-

CONFIDENTIAL.

Grant of leave to officers of All-India Services.

GOVERNMENT OF BOMBAY.
Political and Services Department.
Circular No. 18/1-Appts.
Bombay Castle, 1st February 1943.

CIRCULAR.

Government is pleased to issue the following further instructions with reference to the orders issued in Government Circular, Political and Services Department, No. 18/1-Appts., dated 13th April 1942, regarding the grant of casual leave and leave for shoub periods to officers of All-India Services :

Conditions during the past six months have made it difficult to adhere closely to this Circular. They are, however, now easier and Heads of Departments are requested to see that during the coming hot weather, as many officers as possible, who ~~have~~ should have a rest apply for and are granted leave. Those who have not taken leave for the past 2 or 3 years should particularly be advised to do so now.

Heads of Departments are also requested to see that arrangements are, as far as possible, made for carrying on the current duties of officers during absence on casual leave. It must ~~duties of officers during absence on~~ detract greatly from the value of a rest if during such leave work is accumulating which may take weeks of overtime to clear up.

By order of the Governor of Bombay,

K.L.PANJABI,
Secretary to the Government of Bombay,
Political and Services Department.

To
All Departments of the Secretariat (except the Separate Deptt.)
The Secretary to the Governor,
The Commissioner, Central Division,
The Commissioner, Northern Division,
The Commissioner, Southern Division,
The Inspector General of Police, Province of Bombay,
*The Honorary Secretary, I.C.S. Association (Bombay Branch),
*The Honorary Secretary, Indian Police Association. *By letter.

Special Disability Leave:
Government servants sustaining War Injuries - grant of - .

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 1877/33
Bombay Castle, 17th July 1944.

RESOLUTION OF GOVERNMENT.

Government has decided that where a Government servant sustains, while on duty, an injury which is a "War injury" as defined in section 2(6) of the War Injuries Ordinance, 1941(No. VII of 1941), he shall for purposes of the grant of special disability leave under, Bombay Civil Services Rules 748 and 749, be deemed to have sustained such an injury in the due performance of his official duties or in consequence of his official position, and shall accordingly be entitled to the leave as admissible under these rules. The other conditions for the grant of such leave shall, however, remain the same. The sanction of the Governor of Bombay, sha l be obtained in individual cases of doubt if the requirements of the rules are not strictly fulfilled.

2. The term "while on duty" referred to above has been used in the broadest sense of the term. The concession regarding the grant of special disability leave as a result of "War Injury" will not, therefore, be limited only to those Government servants who are actually at work at their place of employment at the time of sustaining a War Injury but all Government servants who are on duty and not on leave other than casual leave, at the time of sustaining the injury (whether within or outside working hours) will be eligible for the grant of special disability leave. Thus a person travelling on a tour of duty or a person on deputation or foreign service will not be ineligible for the grant of special

disability leave

3. Wherever it is proposed hereafter to transfer a Government servant to foreign service, acceptance of full liability by the foreign employer, for leave salary in respect of disability leave granted on account of a disability incurred in and through foreign service, even though such disability manifests itself after the termination of foreign service, should be included in the conditions of transfer of such Government servant. The leave salary charges for such leave should be recovered direct from the foreign employer. In the case of Government servants who are already in foreign service, but whose existing foreign service agreements are to be renewed, the Heads of Departments should in each case obtain the specific consent of the foreign employer in regard to his liability, to leave salary in respect of disability leave and the letter communicating the consent should be sent, in original to the Accountant General, Bombay, for record. Where a foreign employer refuses to accept the liability, the term of foreign service should be terminated forthwith and a fresh transfer to foreign service may be sanctioned, if the foreign employer so desires, subject always to the condition of his undertaking the liability.

By order of the Governor of Bombay,

S.D. NARAGOLWALA.
Under Secretary to Government.

G.R. No. 1877/33. F.D., dated the 17th July 1944.

To
The Accountant-General, Bombay,
The Registrar of High Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, B'bay.
All Heads of Offices under the several Departments of the Secretariat.
All Departments of the Secretariat.

No. of 1944.

Copy forwarded for information and guidance to -

Treatment of annual War Leave as privilege leave for the purposes of Bombay Civil Services Rules 768and 732.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 1885/33.
Bombay Castle, 1st August 1944.

RESOLUTION OF GOVERNMENT.

Under the Special India Army Order, dated 26th November 1941, as amended by General Headquarters (India) Memorandum No. 10273/A.G. XI, dated 21st December 1942 (vide accompaniment), privilege leave admissible under the Military Leave Rules (India) has been suspended for the duration of the war and for such time thereafter as may be notified later, and replaced by annual War Leave provided for in paragraph 4 of that order. As the nature and conditions of the annual War Leave (except in regard to the period admissible) are substantially similar to those of privilege leave admissible under the Military Leave Rules (India), the former A category of leave should be treated as privilege leave for the purposes of Bombay Civil Services Rules 768 and 732, The period of War Leave should, for the purposes of these rules, be limited to 31 days.

2. For the purpose of Bombay Civil Services Rule 768 (ii) the term "military rules" means leave rules in force on the Army side for the time being, vide the Special India Army Order, dated 26th November 1941, as amended from time to time, read with such rules and instructions in the Military Leave Rules (India) as remain operative. but any sick leave to be granted under that India Army Order will be on furlough rates of pay, or in the case of an Indian Commissioned Officer, on leave salary as for leave on medical certificate, except that any initial period or periods of such leave up to a maximum of one month in all will be on full pay of substa-

substantive or war substantive rank and may be combined with leave on average pay but the total period of such combined leave shall not exceed four months.

3. These orders take effect in respect of all transfers from military to civil employ of officers Governed by Bombay Civil Services Rules 768 and 732 occurring on or after the 20th November 1941. during the currency of the Special India Army Order in question, or further orders which may be issued in supersession of it, as contemplated in paragraph 1 of the General Headquarters memorandum referred to above.

By order of the Governor of Bombay,

S.D. NARGOLWALA,
Under Secretary to Government.

To

The Accountant General, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar, His Majesty's High Court of Judicature. Appellate Side, Bombay,
All Heads of Departments under the several Departments of the Secretariat,

No. all departments of Secretarial of 1944.

Copy forwarded for information and guidance to -

.....00000.....

W.W.W. /-

Accompaniment to Government Resolution, Finance Department, No. 1885/33, dated 1st August 1944.

Copy of General Headquarters (India) Memorandum No. 10273 A.G. XI. dated 21st December 1942.

...0000...

Subject: Grant of leave to military personnel serving on the Indian establishment during the present war.

MEMORANDUM.

An India Army Order is being issued which will supersede Special India Army Order, dated the 26th November 1941. As its final issue may be somewhat delayed, the following amendments which will be included in the new order der will take effect forhwith :

All references refer to Special India Army Order, dated the 20th November 1942, paragraph 4, sub-paragraph (a), is reconstructed as follows:

"(a) All personnel mentioned in Appendix ' ' (other than V.C.Os., etc., mentioned in sub-paragraph (b) following may be granted war leave up to 31 days in each calendar year, except as provided for in paragraph s 8 and 9 below.

Leady nurses of the British and the Indian Service may, in addition to leave referred to above, if necessary, be granted war leave without pay for such period as may be deemed necessary according to the circumstances of each case."

Sub-paragraph (b), Clause (i). is reconstructed as follows:

" (i) may be granted 31 days war leave extensible in special circumstances to cover the period of journey to 61 days in each calendar year at the discretionof the unit commander and subject to local conditions (see also paragraphs 5 and 7 below)."

Clauses (iv) and (vi) :

For the works " up to 61 days" substitue " for days extensible in special circumstances up to 61 days."

Paragraph 5 - Lines 2 and 3 - For " of 61 days" read " 31 days" and for "of 183 days" read "of 91 days"

Paragraph 11 - (As amended by corrigendum, dated the 12th March 1942).

...CCCCC..

Exception (i).in clause (c) column 2. convert the full stop into a comma and add.....

"Group commandant. P.W.W. Camps and Administrative Commandant Class I."

Insert the following as clause (d) -

" (b) Officers serving with Training Centres, etc., mentioned in India Army Order 863/1942.	:	Commandants, Training Centres, etc., concerned."

Insert the following as Exeeption (iv)

(iv) Sick leave up to 31 days may be sanctioned by Brigade Area Commander Group Commandant, .O.W. Camps and Administrative Commandants ClassI.

Paragraph 14 For clause (ii), substitute the following:

"(ii) War leave wil normally be restricted to a maximum of 28 days annually but in cases covered by War Office, London K.A. 7909, dated the 20th March 1942, the amount to be granted is left to the discretion of the Force Commander. "

W.W.W. /-

2/

FINANCE DEPARTMENT.

Bombay Castle, 18th July 1944.

No. 8003-C. - In exercise of the powers conferred by sub-section (2) of section 241 of the Government of India Act, 1935, the Government of Bombay is pleased to direct that the following amendments shall be made in the Bombay Civil Services Rules,

Volume I : 3. No.:

Page 193, Rule 613

Insert the following at the end of this rule after the two bracketted paragraphs:

"Government servants recruited for employment in Agency Departments whose pay, leave salary, allowances and pensions are charged direct to the Central Government but who are technically under the administrative control of the Government of Bombay should be governed by the following leave rules :

(a) Leave rules of the Central Government if recruited on or after 1st April 1937.

(b) otherwise, leave rules of the Government or Bombay, provided that it shall be open to such Government servants who were on the 6th January 1944 governed by the leave rules of the Government of Bombay to exercise an option of remaining under the leave rules of the Government of Bombay or of going under the rules of the Central Government on the principles and conditions laid down in Bombay Civil Services Rule 765 A and the Note below it. Government servants who are recruited and employed in connection with the affairs of the Province of Bombay whose pay, etc. are charged to the provincial revenues butwho are employed by the Bombay Government temporarily or part-time or casually on Central Agency work should be governed by the leave

rules of the Government ~~of Bombay, irrespective of~~ dates of recruitment."

By order of the Governor of Bombay,

B. C. VENKATAPPIAH,

Joint Secretary to Government.

To

The Accountant General, Bombay,
The Prothonotary and Senior Master of His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All other Heads of Offices under the several Departments of the Secretariat,
All Departments of the Secretariat,
The Government of India.

No. [illegible] of 1944.

Copy forwarded for information and guidance to

W.W.W./-

(Below copy of Government of india, Finance Department, letter n
No. F. 44(11) -W/44 dated 23rd August 1944.).

No. 5971/33-C.

Finance Department.
Bombay Castle, 2nd September1944.

Forwarded for information and guidance to

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature. Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court Bombay,
All Heads of Departments under the Several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Services on on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment.
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Departments of the Secretariat.

By order of the Govrnor of Bombay,

V.P. SABNIS,
Under Secretary to the Government of Bombay,
Finance Department.

GOVERNMENT OF INDIA.

Finance Department.
New Delhi, the 23rd August 1944.
No. F. 44(11) -W/44.

From

K.R.P. AIYANGAR, Esquire, M.B. E.,
Deputy Secretary to the Government of India;

To

The Chief Secretaries of all Provincial Governments.

Subject: Leave concession to officers of the Secretary of State's Services and the Central Services, Class I, owing to the conditions created by the war.

Sir,

As the Provincial Governments are aware, the Government of India have had under consideration, in consultation with the Secretary of State, the question of encouraging officers to take short leave in India annually during the war in the interest of their health and efficiency. In view of the considerable strain to which officers have been subjected in this period, it has been decided to grant the following concessions to officers of the Secretary of State's Services and Central Services, Class I, (other than officers of vacation departments and officers in foreign services) in service on the 3rd September 1939, the date of outbreak of the war.

I. - Officers subject to the leave rules in the Fundamental Rules.

(1) The maximum amount of leave on average pay which may be granted in all under Fundamental Rules 81 (b) on (i) and (ii) may be increased by one month for each completed year of service commencing on the 1st October 1942.

(2) The rate at which leave is earned under Fundamental Rule 77 or the maximum amount of leave expressed in terms of average pay which may be granted under Fundamental Rule 81 (a) will in no case be increased. The leave salary for additional leave taken under (1) shall be on average pay but subject to the monthly maxima prescribed in Fundamental Rule 89 (2). This leave will be debited in the leave account as leave on half average pay to the extent of double the period actually taken on average pay, but will carry no pensionary benefits. If combined with ordinary leave on average pay it will increase to that extent the limits prescribed in Funda-

Rule 81(b) or leave that may be taken on avegage pay at any one time.

II. - Officers subject to the rules in the Civil Service Regulations.

(1) The maximum amount of privilege leave or furlough which may be granted under Arts. 246 and 316-A of the Civil Service Regulations may be increased by one month for each compleated year of service commencing on the 1st October 1942.

(2) The rate at which furlough is earned or the maximum amount of furlough in all which may be granted to a Government servant will not be increased by the grant of additional leave. The additional privilege leave or furlough on average salary will be treated as furlough on half average salary for twice the period actually taken as privilege leave or furlough on average salary. The additional furlough on average salary will not count as an interruption of duty for the purposes of Art. 246 of the Civil Service Regulation and will not accordingly forfeit any privilege leave which may otherwise be admissible but will carry no benefits other than the higher leave salary.

III. - Government servants subject to the Revised Leave Rules. 1933.

(1) The maximum amount of earned leave admissible under Rule 9 of the Revised Leave Rules. 1933. may be increased by 15 days for each completed year of service commencing on the 1st October 1942.

(2) The period of leave on private affairs shall be reduced to the extent of double the amount of additional earned leave taken under (1).

2. The concession enumerated above will be admissible up to the end of September 1945. Thus, the maximum period of additional leave on average pay admissible under these orders which may be obtained by commutation of a lower type of leave will in the agregate be three months in the case of officers governed by the leave Rules in the Fundamental Rules and the Civil Service Regulations and 45 days in the case of those governed by the Revised Leave Rules, 1933. This leave will be admissible only in India.

Any period of leave on average pay, privilege leave, furlough on average salary or earned leave enjoyed in India between the 1st October 1942 and the 30th September 1945, shall first be adjusted against the additional ø leave admissible under these orders in respect of the period of three years ending the 30th September 1945, up to a maximum of 3 months or 45 days in all, as the case may be, This concession lapses after 30th September 1945 except to the extent that leave in India which has been applied for in writing during this triennium and refused in the exigencies of the public service before the 30th September 1945 may, to the extent due, be enjoyed if granted before 1st October 1946.

3. I am to request that the nature of these concessions may be br ught to the notice of all officers concerned who are serving under the administrative control of the Provincial Governments, as early as possible, The Government of India would also like it to be impressed on all authorities competent to sanction leave that as it is desirable to encourage officers at this stage of war to take as much recuperation leave as possible, leave intended for this purpose should not be refused except under very exceptional circumstances.

4. I am to state that in view of the temporary nature of this concession the Auditor General, who has been consulted, has agreed not to press for any formal amendments to the rules.

I have the honour to be,

Sir,

Your most obedient servant,

Sd/- K. R. P. Aiyangar,
Deputy Secretary to the Government of India.

.....00000

Extraordinary Leave:

Temporary Government servants.

GOVERNMENT OF BOMBAY.

Finance Department.
Circular No. 2706.
Bombay Castle, 28th October 1944.

CIRCULAR OF GOVERNMENT

The attention of the Heads of Departments is invited to Rule 14 (2) of the Revised Leave Rules, 1935, which limits the extroaordinary leave to be granted to temporary Government servants to three months at any one time. Cases have occurred in which the provisions of this rule have been violated and the Government servants concerned have remained away from duty for more than three months usually on the grounds of illness. Some of these cases have come up to Government for a relaxation of Rule 14(2) of the Revised Leave Rules, 1935, on the ground that they involve loss of past service, increments. etc.

2. The Officers concerned are requested to see that the provisions of Rule 14 (2) of the Revised Leave Rules, 1935, are strictly observed in future and inform the Government servants taking extraordinary leave that relaxation of that rule will not be allowed on any ground.

By order of the Governor of Bombay,

V.P. SABNIS,

Under Secretary to Government.

To

The Secretary to the Governor,

The Porthonotary and Senior Master, His Majesty's High Court, Bombay,

The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,

All Heads of Departments,

All Departments of the Secretariat.

No. of 1944.

Copy forwarded for information and guidance to:-

WWW:

(Below copy of Government of India, Finance Department, letter No. F. 44(11) -W/44. dated 23rd August 1944, which is to be substituted for the letter of the same number and date forwarded under Government Endorsement, Finance Department, No. 5971/33-C, dated the 2nd September 1944).

No. 6197/33-C.
Finance Department.
Bombay Castle, 15th December 1944.

Forwarded, for information and guidance, in supersession of Government Endorsement, Finance Department, No. 5971/33-C., dated the 2nd September 1944, to :

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under the Several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Departments of the Secretariat.

By order of the Governor of Bombay,

S.D. NARGOLWALA,
Deputy Secretary to the Government of Bombay,
Finance Department.

(To be substituted for the letter bearing the same date and number.)

GOVERNMENT OF INDIA.
Finance Department.
New Delhi, the 23rd August 1944.
No. F. 44(11) -W/44.

From K.R.P. Aiyangar, Esquire, M.B.E.,
Deputy Secretary to the Government of India;

To ~~K.....~~
The Chief Secretaries of all Provincial Governments.

Subject :- Leave concessions to officers of the Secretary of State's services and the Central Services, Class I, owing to the conditions created by the War.

Sir,

As the Provincial Governments are aware, the Government of India have had under consideration in consultation with the Secretary of State, the question of encouraging officers to take short leave in India annually in the interests of their health and efficiency. It has now been decided that the concessions mentioned below will be admissible to the following categories of officers :-

(1) Secretary of State's officers and officers of the Central Services, Class I, who were in service as such on the 3rd September 1939, and

(2) other officers under the rule-making control of the Governor-General in Council who are in permanent employ and have been holding since the 3rd September 1939, without interruption otherwise than on leave, posts borne on the cadre of a Central Service, Class I.

Officers who have been in foreign service or have been employed in vacation departments for any period after the 3rd September 1939, will ineligible for these concessions. Cases of substantial hardship arising out of this decision will be considered by Government on their merits.

* Soon declarificatio
* pl. see G.of
* F.D., letter No.
* F. 20 (3)-E II A6
* dt. the 25-1-47.
8 2866/36/III

Officers whose conditions of service are governed by contract will also be ineligible for these concessions, of the merits of each case, allow specialist service officers, whose conditions are governed by the Fundamental Rules, the Civil Service Regulations or the Revised Leave Rules, the concession to the same extent as for Class I officers.

2. The extent of the concessions is al follows: -

(1) The maximum amount of leave on average pay which may be granted in all to an officer under Fundamental Rule 81 (b) (i) and (ii) will be increased by one month for each completed year of service, beginning on the 1st October 1942. This will not however increase the rate at which leave is earned under Fundamental Rule 77. or the maximum amount of leave expressed in terms of leave on average pay which may be granted under Fundamental Rule 81 (a). The additional leave on average pay will be debited in the leave account as leave on half average pay to the extent of double the period actually taken on average pay. If combined with ordinary leave on average pay, it will increase to that extent the maximum limits, prescribedin Fundamental Rule 81 (b) and (i) (ii) and the proviso thereto, of leave that may be taken on average pay at any one time.

Further regulated file G. of I F.D. letter No. F.7(3) Esd IV/47 dated the 28th March 1947.)p. of of file No. 2866/36 III.

(ii) In the case of officers subject to the leave rules in the Civil Service Regulations, the maximum amount of privilege leave or furlough on average salary. which may be earned and granted under Articles 246, 251 and 316-A of the Civil Service Regulations, will be increased by one month for each completed year of service beginning on the 1st October 1942. The rate at which furlough is earned by, or the maximum amount of furlough in all which may be granted to an officer, will not be increased by the grant of this additional leave. The additional privilege leave or furlough on average salary will be treated as furlough on half-average salary for twice the period actually taken. The additional furlough on average salary will not count as an interruption of duty for the purposes of Artical 246, Civil Service Regulations, and will not accordingly forfeit any privilege leave that may be admissible.

(iii) In the case of officers governed by the

Revised Leave Rules, 1933, the maximum amount of earned leave that may be granted under Rule 9 of these rules will be increased by 15 days for each completed year of service beginning on the 1st October 1942. The period of leave on private affairs which may otherwise be admissible will ~~be increased by 15 days for each completed year of service beginning on the~~ be reduced to the extent of twice the period of additional earned leave thus taken.

3. The concessions enumerated above will be admissible for a period of three years from the 1st October 1942. i.e. the total amount of converted leave admissible will be three months in the case of officers governed by the leave rules in the Fundamental Rules and the Civil Service Regulations, and 45 days in the case of officers governed by the Revised Leave Rules, 1933. The concessions will lapse on the 30th September 1945. If, however, this additional leave has been applied for in writing during this triennium and refused in the exigencies of the public service, before the 30th September 1945, it may be granted to the extent due and subject to the conditions that it will not extend beyond the 30th September 1946. The maximum limits for leave-salary, which are normally applicable under the relevant rules will continue to apply as through this leave were leave on average pay, privilege leave or furlough on average salary or earned leave, as the case may be admissible under the normal rules. The actual period spent on this additional leave except where it takes the form of furlough on average salary will count as privilege leave for purposes of pension (including additional and proportionate pensions) or annuity, subject to the restriction that if such additional leave (other than furlough on average salary) is combined with the corresponding leave normally admissible, only the first four months in the case of officers subject.....

subject to the leave rules in the Civil Service Regulations and the Fundamental Rules and the first 90 days in the case of those governed by the Revised Leave Rules, 1933, of the total period of the combined leave will count as privilege leave for purposes of pension or annuity and the rest of that period as well as the actual period of the additional leave which takes the form of furlough on average salary whether taken alone or in combination with other leave will count as leave with allowances for the purposes of Article 408 of the Civil Service Regulations. For the purpose of calculating "completed years of Service" the term "service" means gross service including leave. The leave concessions mentioned above are admissible only in respect of completed years of service.

4. Any period of leave on average pay, privilege leave, furlough on average salary or earned leave enjoyed in India between the 1st October 1942 and the 30th September 1945, will be adjusted against the additional leave admissible under these orders, in respect of the period of three years ending the 30th September 1945, up to a maximum of three months or 45 days in all, as the case may be.

5. The additional leave can be consumed only in India, but may be granted in combination with other leave admissible in or out of India under the relevant rules.

6. The additional leave for any year may be availed of in that year in anticipation of its accrual. If any overpayment of leave-salary is subsequently found to have occurred because of the leave thus availed of not being earned by the completion of a years service, it will be recovered from the officer concerned, cases in which recovery is not possible being reported for orders of the Government of India.

7. This additional leave in India will also be

admissible as leave preparatory to retirement whether commencing before or after or with the date of compulsory retirement and during the period of an extension of service after that date, subject to the fulfilment of the conditions and the limitations prescribed in relevant rules; provided that in the computation of the total amount of leave admissible after the date of compusory retirement or final cessation of duties or during the extended service, the actual period of additional leave that may be granted will be taken into account.

8. I am to request that the nature of these concessions may be brought to the notice of such eligible officers as are serving under the administrative control of the Provincial Government. The Provincial Governments will no doubt consider the issue of similar orders in respect of services under their rule.making contorl. The Government of India would also like it to be impressed on all authorities competent to sanction leave, that, as it is desirable at this stage or the war to encourage officers to take as much recuperation leave as possible, leave intended for this purpose should not be refused save in exceptional circumstances.

9. I am to state that, in view of the temporary nature of the concessions, the Auditor-General, who has been consulted, has agreed not to press for any formal amendments to the rules.

I have the honour to be,
Sir,
Your most obedient Servant,
Sd/- K.R.P.AIYANGAR,
Deputy Secretary to the Government of India.

W.W.W./-

35

Copy of Government of India, Finance Department, letter No. F. 44(11)-W/44, dated 5th January 1945, to all Provincial Governments (except Madras).

.....

Subject: Extension of the commuted leave concession to officers on foreign service.

"With reference to this Department letter No. F,44(11)-W/44, dated the 23rd August 1944, I am directed to say that it has been represented to the Government of India that the exclusion of Government servants on foreign service from the benefit of the commuted leave concession is likely to cause hardship in several cases. It has been stated that there are very few posts in foreign service held by Govern ment servants at present the importance of which has not increased as a result of the war, and that in many of the posts, the duties have become as strenuous as those of posts held directly under Government. The present acute shortage of manpower renders it unlikely that Secretary of State's Class I officers have been allowed to continue in foreign service posts except in cases where the intrinsic importance of the posts in foreign service has made it desirable that responsible Government servants should hold them. In the circumstances and in view of the fact that the extra cost will be small the Government of India propose that these concessions may be extended to officers on foreign service. I am to enquire whether the Provincial Government have any objection to this proposal.

Copy of Government of India, Finance Department. Letter No. 44(11)-W/44, dated 6th April 1945, to all Provincial Governments.

Subject: Extension of the commuted leave concession to officers on foreign service.

"With reference to this Department letter No. 44(11) W/44, dated the 5th January 1945, on the subject mentioned above. I am directed to state that the Governor-General.

in Council has been pleased to decide inc supersession of the previous orders that officers who have been in foreign service for any period since the 3rd September 1939, may be granted the concession sanctioned in this department letter no. F. 44(11)-W/44. dated the 23rd August 1944 (substituted). if they are otherwise entitled to it.

A report is being made to the Secretary of State regarding the extension of the concession in this manner, in so far as his officers are ~~officers are a~~ affected, and his sanction for the extension may in the meantime be presumed. I am to request that such of these officers as may be desirous of enjoying this concession may be allowed to do so. "

FINANCE DEPARTMENT.

Bombay Castle, 25th April 1945.

Forwarded for information and guidance in partial modification of Government endorsement, Finance Department, No. 6197/33-C. dated 15th December 1944. to :

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under the several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment.
All Departments of the Secretariat.

By order of the Governor of B'bay,

S.D. NARGOLWALA,
Deputy Secretary to the Government of Bombay,
Finance Department.

W.W.W./-

147

37

Leave:
Re-employedpensioners holding gazetted posts.

For further orders pl see 1147

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 2706.
Bombay Castle, 3rd August 1945.

RESOLUTION OF GOVERNMENT.

Government is pleased to direct that, for the duration of the war and six months thereafter, re-employed pensioners (other than those engaged on contract terms) holding gazetted posts who are subject to the Revised Leave Rules, 1935, and whose re-employment lasts for more than one year continuously should be eligible for "earned leave" as provided in Rule 8 of those Rules in respect of service in such posts. In other respects, their leave will continue to be regulated by those Rules as applicable to temporary Government servants in superior service. These orders should take effect from 1st September 1944.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

To

The Accountant General, Bombay,
The Secretary to the Governor,
The Military Secretary to His Excellency the Governer,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Departments of the Secretariat.

No. of 1945.

Copy forwarded for information and guidance to -

W.W.W./-

Furthers orders are being issued and the F.D. vide G.R. F.D. No. 6384/33III, (2866/36) (23202)

Procedure regarding grant of leave to and disbursement and adjustment of leave-salary of a Government servant transferre from one Department to another or one office to another under the same Department under Government of Bombay, or from the Central Government to Bombay Government or vice versa.

These orders are to remain in force upto 31/3-51, vide G.R., F.D. No. ~~634833~~, 6384/33 dated the 10-3-50 (466/36/29895 of '50) in force till 31-3-49. vide G.R., F.D. 6348/33 dated 3-48.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 2053/33.
Bombay Castle, 12th July 1945

RESOLUTION OF GOVERNMENT.

Government is pleased to direct that the procedure outlined in the Government of India, Finance Department, letter * No. F. 7(62)-R.I/44, dated 6th December 1944 (vide accompaniment), should be applied to similar transfers:

(i) between the Central Government and the Government of Bombay;

Orders extended up to 31-3-52 vide G.R., F.D. No. 6384/33, dated 13-3-51. (2866/36/29770)

(ii) from one Department to another or from one office to another under same Department ~~to~~ under the Government of Bombay.

These orders are contd. to remain in force till the 31-March 1947. vide G.R.F.D. No. [redacted]4/33 dated 2nd April 1946. till ~~31~~ 31-3-1948. To vide G.R.F.D. No. 6384/33, dated the 7-4-47.

to remain in force up to 31-3-53 G.R.F.D. No. 6384/33, dated the 11-3-50 (ns 54/30080)

By order of the Governor of Bombay.

J. SANTOS,
Financial Adviser to Government.

The Accountant General, Bombay;
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay;
*The Secretary to the Government of India, Finance Department,
All Departments of the Secretariat,
All Heads of Offices under the several Departments of the Secretariat,
*The Government of Sind.

*Printed as an accompaniment to this Resolv
*By letter,
No. of 1945.

Copy forwarded for information and guidance to

Accompaniment to Government Resolution, Finance Department, No. 2053/33, dated the 12th July 1945.

Copy of the Government of India, Finance Department, Letter No. F.(7(62)-R.I./44, dated the 6th December 1944.

Subject: Procedure regarding the grant of leave to and disbursement and adjustment of leave salary of a Government servant transferred from one Department of the Central Government to another during the present war.

"I am directed to invite a reference to this Department letter No. D.-1972-R.I./33, dated the 31st July 1933, prescribing the procedure to be followed in the case of adjustment of leave salary of Government servants lent by one Department to another or by one office to another under the same Department. Considerable inconvenience has been experienced by strict observance of those orders in present day conditions and a change in procedure without detriment to administrative needs and effeciency of audit control, is most desirable. It has, therefore, been decided with the concurrence of the Auditor General, that in connection with the grant of leave to, and the disbursement and adjustment of leave salary of, a Government servant lent by one department of the Central Government to another and holding a lien (active or suspended) on a non-gazetted post in the lending department, when he proceeds on leave while officiating in a gazetted post in the borrowing department, the following procedure should be followed for the duration of the war, provided that the Government servant is likely, on the expiry of the leave (original or extended), to return to the same post or another gazetted post in the borrowing Department: -

(i) leave and extension thereof will be granted by the borrowing Department;

(ii) leave salary will be paid initially by the borrowing Department and will ultimately be allocated, where necessary, in accordance with the ordinary rules on allocation; and.....

and

(iii) leave salary will be drawn by the Government servant himself as if he were a permanent Gazetted officer on leave.

This procedure will not, however, apply in the case of Civil Government servants temporarily transferred to the Defence side in regard to whom Special orders were issued in this Department letter No. F. 7(2) R.I./42, dated the 29th May 1944.

2. The procedure outlined in clauses (i) and (ii) of paragraph 1 above will also apply to such transfers as involve no change of status.

3. Provincial Governments are being asked to agree to the application of this procedure to transfers between them and the Central Government."

E.B.(I). P.W.D.

Submitted for information. Id/-
13-8-45.

Thro E.B.(II) and Cashier.

Id/-
16-8-45.

Id/-
26.8.45.

Orders have been withdrawn with effect from 1-4-49, vide G.R. F.D. No: 6384/33, dated the 2-4-49 (2866/36/23202-III) This order will remained in force till 31-4-47 vide G.R.F.D. No. 6384/33, dated the 7-4-47

Revised Leave Rules. 1935.
Revision of

GOVERNMENT OF BOMBAY.

For further orders pl. see G.R.F.D. No. 619733/33, dt. 7-3-1946 (2866/36/19297) and also G.R.F.D. 6384/33, dated 23.3.48.

Finance Department.
Resolution No. 6197/33.
Bombay Castle, 19th July 1945.

RESOLUTION. - Govern-ment is pleased to direct that the limit of 90 days up to which a permanent Government servant in superior service can accumulate leave under the proviso to Rule 8 in the Revised Leave Rules, 1935, should be raised to 120 days.

2. These orders should take effect from 1st April 1945 and remain in-force for a period of two years.

3. While these orders are in force, the further proviso to Rule 8 introducted by Correction No. 15, dated 25th November 1938, as amended by Correction No. 46, dated 21st April 1939, should be deemed to be in abeyance; also, references to 90 days should be deemed to be references to 120 days in the instructions contained in the annexure to the Revised Leave Rules.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

To
The Accountant General, Bombay,
The Registrar, His Majesty's High Court of Judcature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Original Side, Bombay,
All Heads of Offices under the several Departments of the Sect.
All Departments of the Secretariat,
*The Government of Sind. * By letter.
No. of 1945.
Copy forwarded for information and guidance to -
E.B.(I). - Submitted for information.
2. The G.R. within will be awa circulated to the office sraff concerned later - Thro. Cashier. Id/- 7-8-45.

Copy.

Leave:
Re-employed pensioners holding gazetted posts.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 2706.
Bombay Castle, 3rd August 1945.

Government is pleased to diredt that, for the duration of the war and six months thereafter, re-employed pensioners (other than those engaged on contract terms) holding gazetted posts who are subject to the Revised Leave Rules, 1935, and whose re-employment lasts for more than one year continuously should be eligible for 'earned Leave' as provided in Rule 8 of these Rules in respect of service in such posts. In other respects, their leave will continue to be regulated by those Rules as applicable to temporary Government servants in superior service. These orders should take effect from 1st September 1944.

By order of the Governor of Bombay,
M J. SANTOS,
Financial Adviser to Government.

To
The Accountant General, Bombay,
The Secretary to the Governor,
The Military Secretary to His Excellency the Governor,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat,
No. of 1945..

Copy forwarded for information and guidance to -
C.B. (I).
Copy to K/S I.G. Kange. Tempy. A.E. for information and return.
Id/-
30-8-45.

F 5 179

Key Leave Scheme

Passage concessions granted by the Secretary of State to officers going on leave to the United Kingdom under the .....

GOVERNMENT OF BOMBAY.

Political and Services Department.
Resolution No. 18/1-Appts.
Council Hall, Poona, 20th September 1945.

Express Letter From the Govern ment of India. Home Department, No. 269/45-Ests., dated the 7th April 1945.

"On reviewing progress of Key Leave Scheme Government of India consider that in order to achieve completion of leave programme it is necessary to make allowance for following factors.

First:- Leave available under Key scheme is shorter than period normally taken in peace-time and, under war-time conditions in United Kingdom, is of considerably less recuperative value than corresponding period in peace-time.

Second:- Officers generally are suffering from effects of prolonged overwork and are likely in post-war period to require more leave (some of it possibly on half pay) than was envisaged at time of grant of passage benefits under Superior Civil Services Rules.

"2. In order therefore to encourage officers to take Key leave and also to afford some compensation for factors referred to above we wish to put following proposals to Secretary of State and to have your concurrence or comments by 20th April.

First:- Officers entitled to passage benefits under Schedule IV to Superior Civil Services Rules to be granted extra credit of one standard return passage for self and one standard single passage for wife. This concession will have retrospective effect to cover the cost of any passage taken during the war, officers who paid for the passage from

their own pocket being reimbursed accordingly.

Second:- Travelling allowance concession now admissible for rest and recuperation will not be admissible during year in which above benefit is utlised.

Third:- Possibly it would be equitable to relax upper limits of concession referred to in second above so as to pay whole cost of return journey on one long leave in India to officers of Asiatic domicile not entitled to benefits referred to in first above.

"3. Estimate of probable cost of passage benefits would be helpful but need not hold up your reply."

Express Letter to the Government of India, Home Department, No. 18/1-Appts., dated the 26th April 1945.

"Reference your Express Letter No. 269/45-Ests., dated the 7th April 1945. Bombay Government concurs in the proposal to grant extra credit of one additional return passage to officers entitled to passage benefits under Schedule IV to Superior Civil Services Rules and one single passage to their wives. The fact that officers are compelled, owing to circumstances created by the war, to remain in service longer than many of them would otherwise have done is, in the opinion of this Government, a strong argument in favour of this concession. If the proposal is sanctioned by Secretary of State, Bombay Government would press for a concession free return journey for leave in India of not less than four months to Indian officers not entitled to passage benefits under the Superior Civil Services Rules - vide paragraph 2 Third of your Express letter.

Estimate of probable cost of passage benefits being prepared and will follow."

Express letter to the Government of India, Home Department, No. 18/1-Appts., dated the 15th May 1945.

Letter from the Government of India, Home Department

India...

Home Department, No. ~~18/1-Appts.~~ 269/45-Ests., dated the 26th ~~April~~ June 1945.

" ~~Reference your express letter No. 269/45-Ests.,~~

~~dated the 7th April 1945.~~ 26th June 1945.

"'With reference to the correspondence resting with your express letter No. 18/1-Appts., dated 18th April 1945, I am directed to say that the Secretary of State has accepted the recommendation of the Government of India, which was based on the proposal contained in this Department express letter No. 269/45-Ests., dated the 7th April 1945, but slightly modified in the light of the concessions granted to military officers for short leave in the United Kingdom, that with retrospective effect from the start of sea-key leave scheme officers should be allowed free passage one way and should be charged for double journey on basis of sea journey one way as follows:-

(a) one way by sea and one by air -actual cost of sea passage;

(b) both ways by sea-half of total cost of both journeys;

(c) both ways by air - £.75 being standard average cost of sea passage.

In agreement with the position existing in the military no concession was proposed for wives' passages.

2. "The Secretary of State has, however, observed that this sanction is subject to possible reconsideration of the amounts to be paid by officers in the light of the eventual decision in regard to the military personnel who travel by air. The Government of India consider that subject to such adjustments as may be necessary in future action may now be taken in the light of the above orders.

3. "Any travelling allowance concession which may now be admissible to officers proceeding on leave in India for rest and recuperation will not be granted during the year in which the above concession is utilised.

Letter from the Govern ment of India, War Department, No. Eccl. 2026/".2. dated the 7th August 1945:-

" I am directed to invite attention to Home Department letter No. 269/45-Ests.. dated the 26th June 1945,, and Office Memorandum. No. 269/46-Ests... dated the 18th July 1945 (copy enclosed), and to say that the provisions contained therein apply also to the chaplains on the I.E.E. The cost of passage one way will not be debitable to the passage account of the officer concerned."

Office Memorandum of the Government of India. Home Department No. 269/45-Ests., dated 18th July 1945:-

"As no indication has been given of the previous correspondence on the subject in the copies endorsed to all Departments of the Home Department letter No. 269/45-Ests.. dated 26th June 1945, the undersigned is directed to say in continuation of that letter that the concession granted therein is restricted to officers who are entitled to passage benefits under Schedule IV of the Superior Service Rules.

"2. In view of the cost involved in this scheme of concession the undersigned is directed to request all Departments that the grant of the concession indicated in category (c) of the letter referred to above should be restricted to important officers only and that the previous concurrence of the Finance Department should be obtained in the proposal to let them travel both ways by air under the scheme.

"3. Officers mentioned in paragraph 1 above. when proceeding on leave to the United Kingdom otherwise than under the key leave scheme are also eligible for the concession but if in any such case the period of leave is so short as to make it doubtful whether the officer will be fit for another long spell of duty the case should be referred to the Finance Department before the concession is granted to him."

Letter

Latter from the Government of India, Home Department, No. 269/45-Ests.. dated the 11th August 1945 :-

"Please refer to the Home Department letter No. 269/45-Ests., dated the 26th June 1945. I am directed to say that these passage concessions are applicable toe all officers entitled to passage benefits under the Superior Civil Services Rules who proceed or have proceeded on key leave ex-India, whether to the United Kingdom or to any other country involving a journey to a port outside Asia, subject to the condition that in the case of journey other than to the United Kingdom. the extent of Government assistance shall be limited by adopting £. 75 as the maximum cost of sea passage ang £. 150 as the maximum cost of an air passage.

"2.. The concessions have been granted in respect of leave taken under the Key Leave Scheme. The object of that scheme is to encourage officers to take leave in order to fit them for another spell of duty, and the period for recuperative purposes has been fixed at 4 months exclusive of the time spent on travelling. If at the discretion of the Provincial Government or for medical resons an officer is granted more than four months leave and is returning to India at the end of his leave, the concessions will be applicable. They will not apply to leave taken preparatory to retirement. If an officer is granted less than 4 months' leave, it will be a question for decision by Provincial Governments on the merits of each case whether the concessions should be granted. The question for decision is whether it is in the Government's interests, for example, to pay the cost of air passage both ways minus £. 75 in order to give an officer six weeks' leave in the United Kingdom." As regards officers serving under the Central Government, it has been ruled

52 SD

that the question whether concessions should be granted in a particular case is a matter for decision by the Finance Department under whom the officer is serving, in consultation; it is not a matter for the Home Department as administering the key leave scheme.

"3. The concessions have been expressed in terms of what the officer will be charged. This charge, whatever it is, should be debited to his passage account. Where the passage account has been exhausted, the officer must pay the charge, the officer must make good the deficiency in cash.

As regards officers who have already taken key leave, their passage accounts should be adjusted accordingly. If because his passage account was exhausted or insufficient an officer paid ø in cash, in whole or in part, for his homeward and return journeys, any expenditure in cash above the amount chargeable to him under the concessions should now be refunded to him. To give an example under concession (b). if the homeward and outward voyages cost a total of £ 140, which the officer met from his own pocket, he is entitled to recover £ 70 from the Government. If, of the £ 140, £100 was met from his passage account, his passage account should be credited with £ 30 and he should be refunded £ 40."

RESOLUTION.

Copies of the correspondence should be forwarded for information and guidance to all officers eligible to go on leave to the United Kingdom under the Key Leave Scheme who are at present serving in this Province.

2. The Accountant General, Bombay, should take the necessary steps to grant the benefits of the passage concessions sanctioned by the Secretary of State ø to the officers shown in the attached List A.* who have already returned from leave under the Scheme, in terms of paragraph

paragraph 1.....

paragraph 1 of the Government of India letter No. 269/45-Estt. dated the 26th June 1945; and paragraphs 1 and 3 of the Government of India letter No. 269/45-Estts., dated the 11th August 1945. In view of paragraph 2 of the Government of India letter, dated the 26th June 1945, all the benefits accruing from these concessions should be subject to such adjustments as may be necessary in future. If any of these officers drew travelling allowance when proceeding on leave in India for rest and recuperation under the orders contained in Government Resolutions, Finance Department, Nos. 5971/33, dated the 27th June 1944 and the 22nd December 1944, during the year in which they went on Key Leave, the amounts drawn as Travelling Allowance should be taken into account in ~~allowance~~ allowing the concessions to them.

3. The officers who are at present on key leave or will shortly proceed on key leave are shown in the attached list B.* The Accountant General should grant the benefits of the passage concessions to these officers in accordance with the instructions given in paragraph 2 above after they return from key leave.

4. Government has also decided, as a special case, to extend the benefits of the passage concessions sanctioned by the Secretary of State to the officers shown in the attached list C* even though none of these officers are normally entitled to passage benefits under the Superior Civil Services Rules. The Accountant General should, therefore, take steps to grant the benefits of the concessions to these officers in accordance with the instructions given in paragraph 2 above.

5. The names of officers who will proceed on leave out of India in future under the Key Leave Scheme

5+52

will be communicated to the Accountant General from time to time in order to enable him to allow the concessions to such officers after they return from leave.

By order of the Governor of Bombay,

H.T. SORLEY,
Chief Secretary to Government of Bombay.
Political and Services Department.

G.R.No. 18/1-Appts., P. & S.D., dated 20th September 1945.

To

The Secretary to the Governor,
The Accountant General, Bombay,
The Right Reverend the Bishop of Bombay,
The Presidency Senior Chaplain, Church of Scotland, Bombay,
The Registrar, High Court, Appellate Side, Bombay,
The Inspector General of Police, Bombay Province, Poona,
The Commissioner of Labour, Bombay.
The Commissioner of Police, Bombay
All European Officers of the All India Services Serving in the Province of Bombay.
The Home Department,
The Finance Department.
The Revenue Department,
The Public Works Department,
The General and Educational Department,
The Reconstruction Department
The Legal Department,
James Pratt, Esquire. Chief Inspector of Steam Boilers and Smoke Nuisances, Bombay Province,
R.H. Lickfold, Esquire, Deputy Superintendent of Police, (on leave)
L.Hibbert, Esquire, Inspector, Bombay City Police (On Leave).

*Printed as an accompaniment to this Resolution.

No. of 1945.

Copy forwarded for information and guidance to -

.....

Accompaniment to Government Resolution, Political and Services Department. No. 18/1-Appts.. dated 20th September 1945.

List A. (vide paragraph 2)

Showing the officers who have already returned or are shortly due to return from leave ex-India under the Key Leave Scheme.

Mr. B.A. Rowe, I.P.
Mr. J. Hobson, I.P., Mr. L.A. Paddon Rowe I.P.
Mr. W.H. M. Whitworth, I.C.S., ~~Mr. R.H. Lickfold~~ Mr. H.H. Whitefield I.C.S.
Mr. H. H. A. Whitworth, I.C.S., Mr. G.B. Constantine, I.C.S.
Mr. H.P.W. Davis, I.F.S.,
Mr. J.G. Simms, I.C.S.
Mr. C.H.de V. Moss, O.B.E., I.P.,
Mr. I.F. Paisely, I.S.E.,
Mr. G.W. McElhinny, I.C.S.,

Dr.....

Dr. H.T. Sorley, C.I.E., I.C.S.,
The Reverend T.R.H. Elliott, I.E.E.,
The Reverend H.R. Stansfielt, I.E.E.,
Mr. W.N. Gallagher, I.C.S.,
Mr. J. ~~Walder~~ Walker, I.F.S.,
Mr. W.G. Hulland, I.C.S.,
Mr. H.A.G.Acton, I.C.S.

List B (vide paragraph 3).

Showing the officers who are at present on leave or will shortly proceed on leave ex-India under the Key Leave Scheme.

Mr. J.G. Maxwell-Gumbleton, I.P.,
Mr. E.S.B. Tavenner, I.F.S., e
Mr. P.B. Wilkins, O.B.E., M?G., O.F.C., I.P.,
Mr. T.L.Crosthwait M.B.E., I.C.S.,
Mr. J.C. Wilson, I.P.,
The Honourable Mr. Justice A.S.R. Macklin, I.C.S.,
The Reverend R.P.S. Waddy, I.E.E.,
Mr. L.E. Bagshawe, I.C.S., C.I.E.
SirHenry Knight, K.C.S.I., ~~C.I.E.~~, I.C.S.,
Mr. E.J.Jenner, I.P.,
Mr. J.A.Clarence -Smith, I.C.S.,
Mr. W.W. Godwin, I.P.,
Mr. R.S. Halliday, I,C.S.,
Mr. H.G. Chambers, I.C.S.,
Mr. J.R. Harris, I.P.,
Mr. D.F.P. Reid, I.P.,
Mr. E.W. Perry, C.I.E., I.C.S.,
The Reverend H.Ball, I.E.E.,
The Reverend I.F.W. Ruddell, I.E.E.,
Mr. F.R. Ommanney, I.P., F
Major-General R. Hay, C.I.E., I.M.S.,
Mr. L.W. Sarre, I.P.,
Sir Godfrey Collins, K.C.I.E., C.S.I., O.B.E., I.C.S.,
Mr. D. Symington, C.I.E., I.C.S.,
Mr. R.G. Davies, I.C.S.,
Mr. G.H. Astle, I.C.S.

List C.(vide paragraph 4).

Showing the Officers who went on leave to the United Kingdom and who are not normally entitled to passage benefits under the Superior Civil Services Rules but to whom the passage concessions of the Secretary of State should be granted as a special case.

(1) Officer who has already returned from leave-
Mr. James Pratt, Steam Boiler Department.

(2) Officers who are at present on leave -
Mr. R.H. Lickfold, Deputy Superintendent of Police
Mr. L. Hibbert, Inspector, Bombay City Police.

W.W.W. /-

No. F. 12(2)-W.II/45.

GOVERNMENT OF INDIA.
Finance Department.
New Delhi, the 30th July 1945.

From
B.C.A. Cook, Esquire, O.B.E., I.C.S.,
Deputy Secretary to the Government of India.

for further order see. 203215 203,215 For further orders pl. See, Govt. of India F.D. Letter No. F.D.(3)Est.,IV dt. the 28th March 1947. (p. of file No. 2866/36III)

To

All Chief Commissioners.

Subject: Enhancement of the existing limits on the accumulation of leave admissible under the Civil Service Regulations and the Revised Leave Rules, 1933, and relaxation of Fundamental Rules 81(b)(ii).

Pl. also see G.E.F.D., No. 6197/33-C, dated the 19-12 47(file No. 2866/36/21006) of the year 1948.

Sir,

I am directed to state that the following concessions have been sanctioned inorder to remove certain hardships arising in war conditions fromthe application of the present rules. The sanction of the Secretary of State to the proposa mentioned below has been obtained in so far as officers under his rule-making control are concerned.

A. Accumulation and admissibility at one time of privilege leave up to six minths, inrelaxation of Articles 246 and 251 of the Civil Services Regulations, in the case of permanent and temporary Government servants.

B. Relaxation of limits of leave earned and admissible at one time, under rules 9 and 10(a) of the Revised Leave Rules, 1933, up to the extent indicated below:

(a) Rule 9-

Superior Government servants

(i) 180 days in the case of officers of non-Asiatic domicile recruited in India, and entitled to passage concessions.

(ii) 150 days in the case of officers other than those mentioned in (i) above, serving in remote localities, with the meaning of Fundamental Rule 105(d), and

(iii) 120 days in the case of other officers in per-

permanent Government service.

Inferior Government servants

(iv) 80 days in the case of those in permanent inferior service, serving in remote localities within the meaning of Fundamental Rule 105(d), and

(v) 40 days in the case of others in permanent inferior service.

(b) Rule 10 (a)

60 days in the case of officers in temporary superior service.

2. The concession mentioned in paragraph 1-A, above will be admissible on the conditions mentioned below:

(i) It will be granted only to those officers who have at any time since the 3rd September 1939, been debarred by the operation of Article 246 of the Civil Service Regulations from earning privilege leave. On the first occasion on which such an officer is allowed, after the date of these orders, to take leave, other than the commuted leave in India sanctioned in this Department, letter No.44(11)-W/44, dated the 23rd August 1944, the period during which he was so debarred will be taken into account in calculating the amount of privilege leave earned by him. In certifying the amount of privilege leave due to him, the audit or executive officer will add to the total admissible under the ordinary rules an additional period calculated on the service during which an officer was so debarred. This additional period of leave will be limited to two months. An officer who on the date of these orders is already on privilege leave, whether taken alone or in combination with other leave, may take in extension of such privilege leave the additional period of leave admissible under these orders.

(ii) The full amount of privilege leave, as increased by this concession, may be combined with other kinds of leave under Article 232 of the Civil Service Regulations.

III.....

(iii) If, on the first occasion of his taking leave after the date of these orders, the leave, other than the commuted annual war leave in India, granted to an officer, is less than the full amount of his privilege leave as calculated above, he will be entitled to take the balance of such privilege leave on the next occasion, together with any privilege leave which he will under the ordinary rules have earned by his service in the interval, if there were no additional accumulation to his credit; provided that if on the first occasion of an officer's taking leave under these orders as described above, he combines with other leave, privilege leave to a less extent than stands to his credit, the privilege leave, including the additional accumulation at his credit, shall lapse, and he will not be entitled to enjoy it on a subsequent occasion. The maximum amount of privilege leave which may be enjoyed under this clause on the second occasion of taking leave is six months, and no balance may be carried over to a subsequent period.

(iv) The concession will be admissible to officers who take leave preparatory to retirement, provided that the privilege leave is taken in combination with other leave, and that the total period of combined leave is not less than six months.

3. Officers governed by the ordinary leave rules in the Fundamental Rules, will, during leave preparatory to retirement taken after the date of these orders and within one year after the date of the official termination of the war, also be allowed to take a maximum period of six months instead of 4 months, on average pay, in relaxation of Fundamental Rule 81 (b) (ii).

4. In the case of officers governed by the Revised Leave Rules, 1933, they will be eligible to accumulate leave from 3rd September 1939, up to the limits laid down in para.

paragraph 1-B, above, and any period during which they may have been debarred under the operation of rules 9 and 10(a) of those rules from earning leave will be taken into account in calculating these limits. The additional credit thus accumulated will remain operative till it is exhausted, and leave may be granted against it at any time after the date of these orders.

5. The accumulation of the additional leave mentioned above, whether under the Civil Service Regulations, or under the Revised Leave Rules, 1933, will cease on the first occasion of an officer taking, after the date of these orders, leave other than the commuted leave in India sanctioned in this Department letter No. F. 44(11)-W/44, dated the 23rd August 1944, or on the date of the official termination of the war, whichever is earlier.

6. Subject to the conditions mentioned above, this concession will be admissible in addition to or in combination with that sanctioned in this Department letter No. F. 44(11)-W/44, dated the 23rd August 1944. The Government servants who have been granted the concession sanctioned in this Department Office Memorandum No. F. 7(33)-R.I./44, dated the 1st September 1944 will, however, be ineligible for any additional accumulation of leave under these orders.

All privilege leave taken under these orders will automatically count for pension under Article 407, Civil Service Regulations. As regards the leave preparatory to retirement up to six months taken under the Fundamental Rules, and the earned leave taken under the Revised Leave Rules, 1933, in excess of a period of 90 days, the Governor General in Council, has been pleased to decide that the whole period of such leave may count as privilege leave under Article 407, Civil Service Regulations instead of as leave with allowances under Article 408, ibid.

I have the honour to be,

Sir,
Your most obedient servant,
B.C.A.COOK,

Deputy Secretary to the Government of India.

No. F. 12(2) W.II/45.

.....ooOOOoo.....

Copy ~~to~~ also forwarded to all Provincial Governments,

and the Governments of Burma and Ceylon.

By order, etc.,

B.L. BATRA,

Assistant Secretary to the Government of India.

No. 6197/33-C.

Finance Department.

Bombay Castle, 20th October 1945.

Copy forwarded for information and guidance to :

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under the several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bomb-ay Establishme
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishme
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
ment,
All Officers of the Indian Medical Service on Bombay Establish-
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Departments of the Secretariat.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to the Government of Bombay,
Finance Department.

W.W.W./-

Enchancement of the existing limits on the accumulation of leave admissible under the Civil Service Regulations and relaxation of Bombay Civil Services Rule 786 (6) (ii)

pl see G.R. Fin Dept No 6197/33 dt the 14/6/46 and G.R.F.D. No 6197/33 dt the 19/11/47 (2866/36/21007)

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 6197/33..
Bombay Cast.e, 20th October 1945..

Government is pleased to sanction the following concessions:

(1) In relaxation of Articles 246 and 251 of the Civil Services Regulations, the accumulation and admissibility of privilege leave at one time will be up to six months in the case of permanent and temporary Government Servants.

(2) The concession mentioned in clause (1) above will be admissible on the the conditions mentioned below:

(i) It will be granted to those officers who have at any time since the 3rd September 1939, been debarred by the operation of Article 246 of the Civil Service Regulations from earning privilege leave. On the first occasion on which such an officer is allowed, after the date of these orders, to take leave, the period during which he was so debarred will be taken into account in calculating the amount of privilege leave earned by him. In certifying the amount of privilege leave due to him, the audit or executive officer will add to the total admissible under the ordinary rules an additional period calculated on the service during which an officer was so debarred. This additional period of leave will be limited to two months. An officer who on the date of these orders in already on privilege leave, whether taken alone or in combination with other leave, may take inextension of such privilege leave the additional period of leave admissible under these orders.

ii) The full amount of privilege leave, as increased by this concession, may be combined with other kinds of leave

under Article 232 of the Civil Service Regulations.

(iii) If, on the first occasion of his taking leave after the date of these orders, the leave granted to an officer is less than the full amount of his privilege leave as calculated above, he will be entitled to take the balance of such privilege leave on the next occasion, together with any privilege leave which he would under the ordinary rules have earned by his service in the interval, if there were no additional accumulation accumulation to his credit; provided that if on the first occasion of an officer's taking leave under these orders as described above, he combines with other leave privilege leave to a less extent than stands to his credit, the privilege leave, including the additional accumulation at his credit, shall lapse, and he will not be entitled to enjoy it on a subsequent occasion. The maximum amount of privilege leave which may be enjoyed under this clause on the second occasion of taking leave is six months, and no balance may be carried over to a subsequent period.

(iv) The concession will be admissible to officers who take leave preparatory to retiremtnt, provided that privilege leave is takensin combination with other leave and that the total period of combined leave is not less than six months.

(3) Officers governed by the ordinary leave rules in the Chapter XV of the Bombay Civil Services Rules, will, during leave preparatory to retirement taken after the date of these orders and within one year after the date of the official termination of the war, also be allowed to take a maximum period of six months insted of 4 months, on average pay, in relaxation of Bombay Civil Services Rules 736 (b) (ii)

(4) The accumulation of the additional leave mentioned above under the Civil Services Rules will cease on the first occasion of an officer taking leave, after the date these orders or on the date of the official termination of the war, whichever

whichever is earlier.

5. All privilege leave taken under these orders will automatically count for pension under Article 407 Civil Services Rules. As regards the leave preparatory to retirement up to six months taken under Chapter XV of the Bombay Civil Services Rules, Government has been pleased to decide that the whole period of such leave may count as privilege leave under Article 407, Civil Services Rules, instead of as leave with allowances under Article 408, ibid.

For Further orders pl. see G.R.F.D., No. 6/97/33 dt. the 31-5-46, dt. the 21-11-46 and dt. the 23-8-47,

2. It has also been decided that Government servants who have been granted the concession sanctioned in Government Resolution, Finance Department, No. 2706, dated 3rd August 1945, should not be eligible for the concession sanctioned in Government Resolution, Finance Department, No. 6197/33, dated 19th July 1945.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

G.R., No. 6197/33, F.D., dated the 30th October 1945.

To

The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excellency the Governor,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Coubt of Judicature, Appllate Sude, Bombay,
All Heads of Departments,
All Departments of the Secretariat,
The Government of Sind (by letter, with a copy of Government Resolution No. dated 3rd August 1945).

No. of 1945.

Copy forwarded for information and guidance to -

65 197

For further orders pl. see., G.R., F.D., No. 2706, dated the 10-11-~~48~~ (file No. 231/48 ~~2930~~

Leave:

Re- Employed pensioners holding Gazatted posts.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 2706.
Bombay Castle, 24th April 1946.

Read ~~th~~ Government Resolution No. 2706. dated 3rd August 1945.

RESOLUTION; - Government is pleased to decide as follows:

(i) The orders contained in Government Resolution No. 2706, dated 3rd August 1945, will have retrospective effect from 3rd September 1939, i.e., in the case of all re-employed pensioners to whom the orders apply and who have completed one year's continuous service, leave will be calculated at 1/11th of the period spent on duty commencing from ~~on~~ 3rd September 1939 (or the date of re-employment, if later).

(ii) The leave earned at this rate less the leave enjoyed will be at credit and may be availed of before the termination of employment. No retrospective commutation of any period of leave already enjoyed into leave of any other kind will , however, be permitted.

(iii) The concession of earning leave at the enhanced rate will be kept inforce till 31st December 1946, beyond which date a re-employed pensioner who is continued in service can earn leave only on the same terms as any other temporary Government servant subject to the Revised leave Rules, 1935.

(iv) The additional leave earned under these orders will not lapse on 1st January 1947, but will be available up to the termination of the officer's employment.

By order of the Governor of Bombay,

M J. SANTOS,

Fincial Adviser to Government.

To

The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excellency the Governor,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat

*-By letter.

No. of 1946.

Copy forwarded for information and guidance to -

E.B. (I). P.W.D.

Submitted for information.

Record.

Id/-
6-6-46.

Id/-
7-6-46

Grant of leave to temporary employees of the Civil Departments of the Government of Bombay on the termination of their employment.

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 2706.
Bombay Castle, 15th May 1946.

RESOLUTION OF GOVERNMENT.

Government has had under consideration the question whether any general instructions need be issued regarding the grant of terminal leave to the temporary employees of the Civil departments of the Government of Bombay, who have not been recruited on contract, and whose services are terminated on their becoming surplus to the requirements for staff. It is not necessary to extend the temporary posts to cover the period of the leave granted to the employees at the end of their temporary employment. The authorities competent to sanction leave have full discretion to grant earned leave (to the extent due) to a Government servant on the termination of his post. Where any period of notice is required to be given under the terms of employment of a temporary employee, the notice should as far as possible be so given as to terminate with the end of a calendar month of service. If in the circumstances of any case, this is not possible, such notice will run concurrently with the leave granted, unless a specific provision to the contrary has been made. It is not considered necessary to impose any restrictions on taking up private employment or employment in an Indian State during this leave. Cases of re-employment by local funds, as defined in Bombay Civil Services Rule 9 (33), may also be permitted but a Government servant re-employed by such a Fund while on leave will have the option of drawing his re-employment pay or leave salary whichever is higher, but not both.

2. The decision above is not applicable to cases in which the services of the temporary Government servants we

-lent by commercial concerns, Indian States or semi-Government organisations on terms which included the payment of leave salary contributions. The grant of leave on termination of the employment under Government will, in such cases, be at the cost and within the discretion of the parent employers.

3. These orders are not applicable to re-employed pensioners, apprentices and persons in the non-continuous employment of Government. Terminal leave will not also be admissible to a Government servant who has been dismissed for any fault of his own.

4. The rate of leave salary in respect of leave under these orders will governed by Rule 15 of the Revised Leave Rules, 1935.

5. These orders will have effect from the date of issue. The intentionis that only persons required for temporary employment before this date may be granted leave according to these terms. No adjustments are intended to be made in respect of leave to persons whose employment has already been terminated before this date.

By order of the Governor of Bombay,

J. SANTOS.

Financial Adviser to Government

G.R., No. 2706; F.D., dated the 15th May 1946

To

The Accountant General, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay;
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*The Secretary to the Government of India, Finance Department,
All Departments of the Secretariat,
All Heads of Officers under the ~~xxxxx~~ several Departments of the Secretariat,
*The Government of Sind.

No. of 1946.

Copy forwarded for information and guidance to

*By letter.

for further orders pl. see G.R., F.D. 6384/33 dated 23-3-48 orders have been withdrawn with effect from 1-4-48 vide G.R.,F.D. No. 6384/33 dated the 2-4-49.

This orders will remain in force till 31-9-1947. vide G.R. F.D. No. 6384/33, dated the 7-4-47.

Revised Leave Rules, 1935:

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 6197/33.
Bombay Castle, 7th March 1946.

Read Government Resolution, Finance Department, No. 6197/33, dated 19th July 1945.

RESOLUTION. - Government is pleased to issue the following further order with regard to the limit up to which leave can be accumulated under the Revised Leave Rules, 1935:-

1. The limit of 30 days up to which a temporary Government servant in superior service can accumulate leave under the proviso to rule 9 should be raised to 60 days.

2. The limit of 30 days up to which a permanent Government servant in inferior service can accumulate leave under the proviso to rule 8, should be raised to 40 days.

3. This order should take effect from 1st April 1945 and be conterminous with the order in Government Resolution, Finance Department, No. 6197/33, dated 19th July 1945.

4. The additional credit accumulated under Government Resolution, No. 6197/33, dated 19th July 1945, as well as under this order will remain operative till it is exhausted and leave may be granted against it at any time after the dates of the orders.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

4270

G.R., No. 6197/33, F.D., dated the 27th March, 1946

To
The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Seniro Master, His Majesty's High Court, Bombay,
All Heads of offices under the several Departments of the Secretariat,
All Departments of the Secretariat,
The Government of Sind (by letter).

No. of 1946.

Copy forwarded for information and guidance to :-

71

No. F. 44 (11) -W/44.

GOVERNMENT OF INDIA.

Finance Department.
New Delhi, the 31st October 1945.

From - B.C.A. Cook, Esquire, O.B.E., I.C.S.,
Deputy Secretary to the Government of India;
To - All Provincial Governments.

Subject: Leave Concessions to officers of Secretaryy of State's services and the Central Services, Class I.

Sir,

With reference to the orders contained in this department letter No. F. 44 (11) -W/44. dated the 23rd August 1944 (substituted), I am directed to state that the following subsidiary points have been raised in connection with the application of those orders :-

(i) According to the last sentence of paragraph 3 of this department letter referred to above, the leave concession can be earned by commutation only in respect of completed years of service. The Government of India have carefullv considered whether an officer who has earned one month's commuted leave under these orders should take leave in terms of complete months at a time. Such a restriction would be unnecessary, and it is therefore, left to an officers's option to enjoy at a time commuted leave for less than a month. Similarly, any period of leave on average pay for less than a month enjoyed within the qualifying period will be automatically adjusted against the credit of commuted war leave

(ii) A question has also been raised whether, in the case of an officer who takes leave ex-India but spends a part of that leave in India either at the beginning of that leave or after enjoying leave ex-India. the period of leave spent in India may be adjusted against the commuted war leave earned by the officer. The Government of India

have.....

have been pleased to decide that such adjustments may also be permitted and that the period of commuted war leave spent by an officer in India between the date of relief and that of sailing shall continue to be shown, for the purpose of the History of Services as leave out of India.

2. I am also to state that the Secretary of State has now formally approved of the extension of this commuted leave concession to officers who have been in foreign service and to listed post holders subject to his rule making control (vide in this connection, this department letters No. F. 44 (11)-W/44, dated the 9th April 1945 and 21st April 1945.

I have the honour to be,

Sir,
Your most obedient servant,

What is all this about?
Id/-
13-6-46,

B.C. COOK,
Deputy Secretary to the Government of India.

No. F. 44(11)-W/44.

GOVERNMENT OF INDIA.
Finance Department.
New Delhi, the 5th November 1945.

From :- B.C.A.Cook, Esquire, O.B.E., I.C.S.,
Deputy Secretary to the Government of India;

To: All Provincial Governments and Chief Commissioners.

SUBJECT :- Leave concessions to the Secretary of State's Officers and the Central Service, Class I, owing to the conditions created by War.

Sir,

In continuation of this Department letter No. F. 44 (11)-W/44, dated the 23rd August 1944 (substituted), as modified by the letter No. F.44(11)-W/44, dated the 9th April 1945, on the subject mentioned above, I am directed to state that it has now been decided with the concurrence of the Secretary of State, to extend the additional leave concession for one more year of completed service on the following terms:

(i) Officers eligible for the concession in acc-

.....

accordance with this Department letter No. F. 44(11)-W/44, dated the 23rd August 1944; and quoted above will be eligible subject to the conditions set out in paragraph 2 of that letter, to a further period of additional leave for one month or 15 days, as the case may be, in respect of the qualifying year of service from the 1st October 1945 to the 30th September 1946.

(ii) The additional leave due in respect of the qualifying period ending ~~period~~ 30th September 1946, may be taken at any time within that period, but will lapse on 30th September 1946, unless it is formally applied for in writing and refused in the interest of public service in which case it may be enjoyed up to the 30th September 1947. Leave due already in respect of the year ended the 30th September 1945 shall not be held to have lapsed on that date on the ground that it had not been applied for and refused in writing in the interests of public service.

2. It has further been decided that the officers belonging to the categories mentioned in this Department's letters referred to above who have been continuously in service since the 3rd September 1940 will be eligible to enjoy additional leave at the rate of 1 month or 15 days, as the case may be, in respect of each qualifying year within the period from the 1st October 1943, to the 30th September 1946, and will be subject mutatis mutandis to the restrictions and concessions enumerated in these letters.

3. All the other general conditions for the enjoyment of the leave as laid down in the earlier orders will continue.

I have the honour to be,

Sir,

Your most obedient servant,

B.C.A. Cook,

Deputy Secretary to the Government of India.

#474

No. 6197/33/33670-C.
Finance Department.
Bombay Castle, 5th March 1946.

Copies forwarded for information and guidance in continuation of Government Endorsements, Finance Department, No. 6197/33-C, dated 15th December 1944, and 25th April 1945, to:-

The Accountant General, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
*The Prothonary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under several Departments of the Secretariat,
All Officers of the Indian Civil Service on the Bombay Establishment,
All Officers of the Indian Agricultural Service on the Bombay Establishment,
All Officers of the Indian ~~Veyerinary~~ Veterinary Service on the Bombay Establishment,
All Officers of the Indian Forest Service on the Bombay Establishment,
All Officers of the Indian Police Service on the Bombay Establishment,
All Officers of the Indian Educational Service on the Bombay Establishment,
All Officers of the Indian Medical Service on the Bombay Establishment,
All Officers of the Indian Service of Engineers on the Bombay Establishment,
All Departments of the Secretariat.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government of Bombay,
Finance Department.

* By letter.

Copy of Government of India. Finance Department letter No. 44(11)-W/44, dated the 9th April 1945, addressed to all Provincial Governments.

Subject: Extension of the commuted leave concession to officers on foreign service.

"With reference to this Department letter No. 44(11)/44, dated 5th November 1945, the Governor-General in Council decides in supersession of the previous orders that officers who have been in foreign service for any period since the 3rd September 1939, may be granted the concession sanctioned in this Department letter, No. F. 44/(11)-W/44, dated 23rd August 1944 (substituted) if they are otherwise entitled to it. A report is being made to the Secretary of State regarding extension of the concession in this manner, in so far as his officers are affected and his sanction for the extension may in the meantime be presumed. I am to request that such of these officers as may be desirous of enjpying this concession may be allowed to do so.

Copy of No. 44(11)/44- W/44, dated 21st April 1945, Government of India, Finance Department, letter addressed to the Chief Secretary to the Government of the Central Provinces and Bearar, Appointments Departments and the Secretary to the Government of the United Province, Finance Department.

Subject: Leave concessions to officers of the Secretary of State's and Classal services.

With reference to your letter No. 3794/1592-I dated the 14th December 1944 No. G.142/X-281/1944 dated the 25th January 1945.

I am directed to state that Government of India in consultation with the Auditor General Confirm the Accountant General, Central Province's interpretation the Provincial Governments' of the orders contained in this department letter No.

No. 44(11)-W/44. dated the 23rd August 1944 (substituted), in so far as they are applicable to holders of listed post. But they see no objection to the concession being extended to such of these officers as desire to avail themselves of it. provided that before their confirmation in listed posts they had put in the requisite service to qualify for the grant of the concession. In view of the time-limit which has been set for the grant of this concession, it would not be desirable to delay the issue of orders by awaiting the Secretary of State's sanction, and if the Provincial Government see no objections the concession may be allowed provisionally for the present to the officers concerned. The Secretary of State for India is being addressed for his formal approval of this course and his reply when received will be communicated to the Provincial I Governments

No. 6197/33-C.....
Finance Department.
Bombay Castle. 6th March 1946.

Copies forwarded for information and guidance to

The Accountant General, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under several Departments of the Secretariat,
All Officers of the Indian Civil Service on the Bombay Establishment,
All Officers of the Indian Agricultural Service on the Bombay Establishment
All Officers of the Indian Veterinary Service on the Bombay Establishment,
All Officers of the Indian Forest Service on the Bombay Establishment,
All Officers of the Indian Police Service on the Bombay Establishment,
All Officers of the Indian Educational Service on the Bombay Establishment,
All Officers of the Indian Medical Service on the Bombay Establishment,
All Officers of the Medical Service on the Bombay Establishment,
All Officers of the Indian Service of Engineers on the Bombay Establishment,
All Departments of the Secretariat, * By letter.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government of Bombay,

Finance Department.

No. F. 12(2)-W.II(II)/45.

GOVERNMENT OF INDIA.
Finance Department.
New Delhi, the 11th May 1946.

From: G. Swaminathan, Esquire, M.B.E., Deputy Secretary to the Government of India;

To : All Provincial Governments and Chief Commissioners.

Subject: Enhancement of the existing limits of accumulation of leave under the Civil Service Regulations and the Revised Leave Rules, 1933.

Sir,

I am directed to invite a reference to this Department letter, No. F. 12(2)-W.II/45, dated the 30th July 1945, on the subject mentioned above. The orders in paragraph 3 of that letter read with paragraph 6 thereof enable an officer subject to the Ordinary Leave Rules in the ~~Finan-~~ Fundamental Rules, to count for pension under Article 407 of the Civil Service Regulations the period of leave on average pay up to six months included in leave preparatory to retirement. The question has been raised whether officers governed by the Special Leave Rules in the Fundamental Rules, are entitled to a similar pensionary concession. The Governor General in Council has been pleased to ~~dire~~ decide with the approval of the Secretary of State that the officers subject to the Special Leave Rules will be eligible for a pensionary concession identical with that granted to officers ~~retirement taken after the 30th July 1945~~ and -- governed by the Ordinary Leave Rules, that is, leave on average pay preparatory to retirement taken after the 30th July 1945 and within one year after the official termination of the war will count for pension under Article 407 of the Civil Service Regulations up to a maximum of six months. Such leave will also count as active service for the purposes of Articles 8 and 573 of Civil Service Regulations.

I have the honour to be,
Sir,
Your most obedient servant,

8280

J G SWAMINATHAN.

Deputy Secretary to the Goverhment of India.

No. 6197/33-C.
Finance Department
Bombay Castle,
31st May 1946

Copy forwarded for information and guidance t-o :-

The Accountant General, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*~~The~~ All Heads of Department under the several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment, All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Police, on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Ø Departments of the Secretariat,
in continuation of Government Endorsement, No. 6197/33-C, dated 30th October 1945.

* By letter.

By order of the Governor of Bombay.

J. SANTOS,
Financial Adviser to the Government of Bombay.

E.B.(I)-

Submitted for information.
2. The orders have been addressed to the I.S.E. officers.

Id/-
23/7/46.

Id/-
24-7-46.

Enhancement of the existing limits on the accumulation of leave admissible under the Civil Service Regulations and relaxation or Bombay Civil Services Rules 736 (b) (ii).

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 6197/33.
Bombay Castle, 31st May 1946.

For reference pl. see G.R., F.D., No. 61901/36, dt. the 19-12-47. (2866/36/21007)

RESOLUTION OF GOVERNMENT.

The orders in clause (3) of the first paragraph of Government Resolution, No. 6197/33, dated 30th October 1945 read with clause (5) thereof enable an officer subject to the Ordinary Leave Rules in Chapter XV of the Bombay Civil Services Rules to count for pension under Article 407 of the Civil Service Regulations the period of leave on average pay up to six months included in leave preparatory to retirement. The question has been raised whether officers governed by the Special Leave Rules in Chapter XV of the Bombay Civil Services Rules are entitled to a similar pensionary concession. Government is pleased to decide that the officers subject to the Special Leave Rules in Chapter XV to the Bombay Civil Services Rule will be eligible for a pensionary concession identical with that granted to officers governed by the Ordinary Leave Rules, that is leave on average pay preparatory to retirement taken after the 30th October 1945 and within one year after the official termination of the war will count for pension under Article 407 of the Civil Service Regulations up to a maximum of six months. Such leave will also count as active service for the purposes of Article 8 of the Civil Service Regulations.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

~~84~~ 2482

To

The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excelleney the Governor,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat,
*The Government of Sind.

*By letter.

No. of 1946.

Copy forwarded for information and guidance to

E.B.(I).

Submitted for information.

A copy of the G.R. ~~X~~ may be endorsed to the Dir, D.D.

Chawls, as per subject put up for appl

Id/-

(Through E.B.(II) and Cashier)

15-7-46.

Has the previous G.R. been endorsed to the Dir. ?

2. Has a note been taken on the originals of the previous G.R. ?

Id/-

17-7-46.

8 3 279

Enchancement of the existing limits on the accumulation of leave admissible under the Civil Services Regulations and relaxation of Bombay Civil Services Rule 736(b) (ii).

GOVERNMENT OF BOMBAY.

For further ref. pl. see G.R., F.D. No. 6197/33 dt. the 19-12-47 2866/33/21007(*)

Finance Department.
Resolution No. 6197/33.
Bombay Castle, 14th June 1946.

Read Government Resolution, No. 6197/33, dated 30th October 1945.

RESOLUTION:

In view of the declaration of the date of termination of the War made under section 2 of the Termination of War (Definition) Ordinance, 1946 (Ordinance X of 1946), Government is pleased to direct that for the purposes of Government Resolution, Finance Department, No. 6197/33, dated 30th October 1945, the War shall be deemed to have terminated on the 1st April 1946. No additional accumulation of leave shall be permitted after the 1st April 1946 and the period of one year, mentioned in paragraph 1 (3) of the Government Resolution, cited above, shall also run from this date.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

G.R., No. 6197/33, F.D., dated the 14th June 1946.

To
The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excellency the Governor,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Department,
All Departments of Secretariat,
The Government of Sind (by letter).
No. of 1946.

Copy forwarded for information and guidance to :-

Copy of Government of India, Finance Department, letter No. F. 12 (2) -W-II/45, dated 22nd May 1946.

"SUBJECT: Enhancement of the limits of accumulation of leave under the Civil Service Regulations and the Revised Leave Rules, 1933,

With reference to this Department letter, No. F.12(2)-W-II/45, dated the 30th July 1945, on the subject mentioned above, I am directed to state that the intention underlying the last sentence of paragraph 2 (i) of that letter is that t/ the concession of additional privilege leave may be permitted to any officer who was on combined leave and had taken an element of privilege leave as part of such combined leave provided that the privilege leave granted under the ordinary rules expired after the 30th J-uly 1946."

No. 6197/33-C.
Finance Department.
Bombay Castle, 12th July 1946.

Forwarded for information and guidance to -
The Accountant General, Bombay, The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under the several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Departments of the Secretariat,

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

Enhancement of the existing limits on the accumulation of leave admissible under the Civil Service Regulations.

GOVERNMENT OF BOMBAY.
Finance Department.
Government Circular Memorandum No. 6197/33.
Bombay Castle, 12th July 1946.

With reference to Government Resolution, Finance Department, No. 6197/33, dated the 30th October 1945, it is hereby made clear that the intention underlying the last sentence of paragraph 2 (i) of the resolution is that the concession of additional privilege leave may be permitted to any officer who was on combined leave and had taken an element of privilege leave as part of such combined leave provided that the privilege leave granted under the ordinary rules expired after the 30th October 1946.

By order of the Governor of Bombay,

J. SANTOS,
Financial Adviser to Government.

To
The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excellency the Governor,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat,
The Government of Sind(by letter).

No. of 1946.

Copy forwarded for information and guidance to -

89

No. F.7(15)-E.II/46.
GOVERNMENT OF INDIA.
Finance Department.
New Delhi, the 16th September 1946.

From : G. SWAMINATHAN, Esquire, O.B.E.,
Deputy Secretary to the Government of India;

To : ALL PROVINCIAL GOVERNMENTS AND CHIEF COMMISSIONERS.

SUBJECT: Leave concessions to the Secretary of State's officers and the Central Services Class I, owing to conditions created by War.

Sir,

In continuation of this Department letter No. F. 44(11)-W/44, dated the 5th November 1945 on the subject mentioned above, I am directed to state that it has now been decided. with the concurrence of the Secretary of State, to extend the additional leave concession for one more year of completed service on the following terms:

(i) Officers eligible for the concession in accordance with this Department 's (substituted) letter No. F. 44(11).W/44, dated the 23rd August 1944, as modified by subsequent letters bearing the same number dated the 9th April 1945. and 5th November 1945 will be eligible for a further period of additional leave for 1 month or 15 days, as the case may be, in respect of the qualifying year of service from the 1st October 1946 to the 30th September 1947.

For clarification pl. see G.E., F[illegible], No. 6(97/33-C, dt. the 28th April 1948 (file No. 2866/36/25253)

(ii) The additional leave due in respect of the qualifying period ending the 30th September 1947 may be taken at any time within that period, but will lapse on the 30th September 1947 unless it is formally applied for in writing and refused in sufficient time before that date in the interests of public service, in which case it may be enjoyed up to the 30th September 1948. Additional leave already due in respect of the period ending the 30th September 1946 shall not however be held to have lapsed on that date on the ground that it had not

been applied for and refused in writing in the interests of public service.

2. It has been further decided that the officers belonging to the categories mentioned in this Department letters referred to above who have been continuously in service since the 3rd September 1941 will be eligible to enjoy additional leave at the rate of 1 month or 15 days, as the case may be, in respect of each qualifying year within the period from the 1st October 1944 to the 30th September 1947 subject to the conditions relating to additional leave.

3. It has also been decided that if additional leave is taken by itself, not more than 4 months leave can be enjoyed at a time. If additional leave is combined with leave on average pay, earned leave, privilege leave or furlough on average salary, the period of the additional leave so combined should not exceed 4 months, although the total period of leave may exceed 4 months.

4. The other conditions originally prescribed for the admissibility of this additional leave will continue in force.

I have the honour to be,

Sir,
Your most obedient servant,
(Sd.) G. SWAMINATHAN,
Deputy Secretary to the Government of India.

No. F. 7(45)-E.II/46.

Copy forwarded to the several Departments of the Governments of India, the Political Department, the Secretary to the Governor General (Public); etc.

(Below copy of Government of India, Finance Department Letter, No. F. 7(15)-E.II/46, dated 16th September 1946.)

No. 6197/33-C.
Finance Department.
Bombay Castle, 29th October 1946.

Forwarded for information and guidance to :

The Accountant General, Bombay,
*The Registrar, His Majesty's High Court of Judicature, Appellate Side, Bombay,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under several departments of the Secretariat,
All Officers of the Indian Civil Service on the Bombay Establishment,
All Officers of the Indian Agricultural Service on the Bombay Establishment,
All Officers of the Indian Veterinary Service on the Bombay Establishment,
All Officers of the Indian Forest Service on the Bombay Establishment,
All Officers of the Indian Police Service on the Bombay Establishment,
All Officers of the Indian Educational Service on the Bombay Establishment,
All Officers of the Indian Medical Service on the Bombay Establishment,
All Officers of the Indian Service of Engineers on the Bombay Establishment,
All Departments of the Secretariat,

in continuation of Government endorsement, Finance Department, No. 6197/3333670-C, datedthe5th March 1946.

*By letter.

By order of the Governor of Bombay.

(B. M. JOSHI,)
Deputy Secretary to the Government of Bombay,
Finance Department.

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For further ref pl see
G.R. F.D. No 6197/33 dt
the 19.12.47
(2866/36/21087)

Enhancement of the existing limits on the accumulation of leave admissible under the Civil Service Regulations and relaxation of Bombay Civil Services Rule 756(b) (ii).

GOVERNMENT OFBOMBAY.

Finance Depaftment.
Resolution No. 6197/33.
Bombay Castle, 21st November 1946.

Read Government Resolutions, Finance Department, No. 6197/33, dated 30th October 1945 and 14th June 1946.

RESOLUTION:

Government is pleased to direct that the concessions sanctioned in subparagraph (3) of paragraph 1 of Government Resolution, Finance Department, No. 6197/33, dated 30th October 1945, will also be admissible in cases where leave commences from a date ~~with~~ within one year after the date of the official termination of the War, i.e., from a date prior to 1st April 1947, but extends beyond that period.

By order of the Governor of Bombay,

V.M.JOSHI,
Deputy Secretary to Government, Finance Department

To

The Accountant General, Bombay,
The Secretary to Governor,
The Military Secretary to His Excellency the Governor,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat,
The Government of Sind (by letter).
No. of 1946.

Copy forwarded for information and guidance to -

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E.B.& I) P.W.D.

Main File No. 2866/36II has been refered ~~to the~~ u.o. to the A.G., Bombay, on the 16-1-47. ~~The remarks may be awaited.~~ It returns may be awaited
Id/-
18-1-47.

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For further orders pl. see S.R., F.D. No. 2706dated the 10-11-48 (file 3231/48/3830).

For further ref pl see G. R. F.D. No 6197/33 dt the 19/12/47 (2866/36/2100)

Enhancement of the existing limit on the accumulation of leave admissible under the Civil Service Regulations and relaxation of Bombay Civil Services Rule 736 (b) (ii).

GOVERNMENT OF BOMBAY.
Finance Department.
Resolution No. 6197/33.
Bombay Castle, 23rd August 1947.

Read Government Resolutions, Finance Department, No. 6197/33, dated 30th October 1945, 14th June 1946 and 21st November 1946.

RESOLUTION.

In amplification of sub-paragraph (3) of paragraph 1 of Government Resolution, Finance Department, No. 6197/33, dated 30th October 1945, Government is pleased to direct that if in any case leave preparatory to retirement was refused in the interests of the public service before 31st March 1947, leave on average pay for six months or for the period fromthe date the Government servant concerned asked his leave to begin to the date of his superannuation, whichever is less, may be allowed to the Government servant when the leave is finally availed of by him after the date of compulsory retirement under the conditions specified in Bombay Civil Services Rule 753.

By order of the Governor of Bombay,
D.H. DAMLE,
Under Secretary to Government.

To
The Accountant General, Bombay, The Military Secretary to His Excellency the Governor, *The Prothonotary and Senior Master, His Majesty's High Court, Bombay, *The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay, All Departments of the Secretariat, All Heads of Departments under the Several Departments of the Secretariat.

*By letter.

No. of 1947.
Copy forwarded for information and guidance to -

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97

(Copy of Government of India, Finance Department, letter No. F. 12(2)-W.II/45, dated the 4th July 1947.)

SUBJECT: Relaxation of Fundamental Rule 81(b) (ii).

I am directed to invite a reference to paragraph 3 of this Department letter No. F. 12(2)-W.II/46, dated the 30th July, 1945, in which sanction was conveyed, in relaxation of Fundamental Rule 81 (b) (ii), to the grant to officers governed by the ordinary leave rules in the Fundamental Rules of leave perparatory to retirement on average pay for a maximum period of six months. This sanction was to be in force for one year after the date of the official termination of the war, i.e. upto the 31st March, 1947. The Governor General in Council has now decided that, if leave preparatory to retirement was refused in the interest of the public service before 31st March, 1947, leave on average pay for six months or for the period from the date the officer concerned asked for his leave begin and the date of his superannuation, whichever is less, may be allowed to the officer when the leave is finally availed of by him afyer the date of compulsory retirement under the conditions specified in Fundamental Rule 86.

For further orders pl. see Govt. Endt. F.D., No. 2706-C dated the 10.11.48. (file No. 231/48/8852)

No. 6197/33-C,
Finance Department.
Bombay Castle, 23rd August 1947.

for further order pl see G.R. F.D. No 2706. dated the 10-11-48 (f.l. 231/48/8830)

Forwarded for information and guidance to :

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under the several departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service om Bombay Establishment,
All Officers of the Indian Forest Service on the Bombay Establishment,

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All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment;
All Departments of the Secretariat,
in continuation of Government Endorsement No. 6197/33-C,

dated 21st November 1946.

By order of the Governor of Bombay,

D. H. DAMLE,
Under Secretary to the Government of Bombay,
Finance Department.

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99

No. F. 12(2)-W-II/45
Government of India.
Finance Department.
New Delhi. the 12th October 1945.

OFFICE MEMORANDUM.

The Government of India have had under consideration the question whether a separate account of the privilege leave and the earned leave admissible under ~~Fuba~~ Finance Department letter, No. F. 12(2)-W-II/45, dated the 30th July 1945, should be maintained district from the account of the privilege leave and the earned leave admissible under the normal leave rules. It has been decided with the concurrence of the Auditor General that the additional leave allowed under the Finance Department letter cited above should be distinguished from the leave admissible under the normal leave rules and spearately accunted for. The privilege leave or earned leave availed of after 30 th July 1945 should be adjusted in the manner indicated below:

(a) Officer ~~sho~~ subject to the C.S.R.:- (i) The Privilege leave taken on the first occasion after 30th July 1945 should be debited against the normal privilege leave at credit. to the extent possible. and any excess of the privilege leave availed of should be debited to the additional credit.

(ii) The Privilege leave taken on the second occasion after 30th July 1945 should first be set off against the credit of the additional privilege leave and any excess of the privilege leave adjusted against the ordinary credit of the privilege leave.

(iii), If any balance remains in the additional credit account after adjusting the leave taken on the second occasion the reminder will lapse and cannot be carried over.

(b) Officers subject to Revised Leave Rules, 1933:-
The earned leave taken on the first occasion after

30th July 1945 should be debited to the earned leave due under the normal rules and any balance only should be debited against the additional credit.

The earned leave taken on the second occasion should however be debited to the additional credit to the extent possible and any excess against the normal credit. The balance additional leave remaining after the second occasion will not however lapse as in the case of the privilege leave but will be available to the officer on the next or any subsequent occasion till it is exhausted under the procedure indicated in the second sentence of this sub-paragraph.

Sd/- S. RATNAM,
Deputy Secretary to the Government of India.

No. 6197/33-C
Finance Department.
Bombay Castle. 19th December 1947.

Forwarded for information and guidance to:-

The Accountant General, Bombay,
The Registrar of His Majesty's High Court of Judicature, Appellate Side, Bombay,
The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
All Heads of Departments under several Departments of the Secretariat,
All Officers of the Indian Civil Service on Bombay Establishment,
All Officers of the Indian Agricultural Service on Bombay Establishment,
All Officers of the Indian Veterinary Service on Bombay Establishment,
All Officers of the Indian Forest Service on Bombay Establishment,
All Officers of the Indian Educational Service on Bombay Establishment,
All Officers of the Indian Medical Service on Bombay Establishment,
All Officers of the Indian Police on Bombay Establishment,
All Officers of the Indian Service of Engineers on Bombay Establishment,
All Departments of the Secretariat,

By order of the Governor of Bombay,

V. M. JOSHI,
Deputy Secretary to Government.

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101

Enhancement of the existing limits on the accumulations of leave under the Civil Service Regulations and relaxation of Bombay Civil Services Rule 736(b)(ii).

GOVERNMENT OF BOMBAY.

Finance Department.
Resolution No. 6197/33.
Bombay Castle, 19th December 1947.

Read Government Resolution, No. 6197/33, dated 30th October 1945.

Government is please to direct that the additional leave allowed to Government servants subject to the Civil Service Regulations under Government Resolution, Finance Department, No. 6197/33, dated 30th October 1945, should be distingushed from the leave admissible under the normal leave rules and separately accounted for. The privilege leave availed of them after 30th October 1945 should be adjusted in the manner indicated below: -

(i) The Privilege leave taken on the first occasion after 30th October 1945 should be debited against the normal privilege leave at credit, to the extent possible, and any excess of the privilege leave availed of should be debited to the additional credit.

(ii) The Privilege leave taken on the second occasion after 30th October 1945 should first be set off against the credit of the additional privilege leave and any excess of the privilege leave adjusted against the ordinary credit of the privilege leave.

(iii) If any balance remains in the additional credit account after adjusting the leave taken on the second occasion the remainder will lapse and cannot be carried over.

By order of the Governor of Bombay,

V.M. JOSHI,
Deputy Secretary to Government.

To
The Accountant General, Bombay,
The Private Secretary to Governor,
The Military Secretary to His Excellency the Governor,
*The Prothonotary and Senior Master, His Majesty's High Court, Bombay,
*The Registrar of His Majesty's High Court of Judeature, Appellate Side, Bombay,
All Heads of Departments,
All Departments of the Secretariat.

*By letter.

No. of 1948.

Copy forwarded for information and guidance to.

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